

In the Court of Appeals of the State of Alaska

Ronald F Wyatt,

Appellant,

v.

State of Alaska,

Appellee.

Court of Appeals No. **A-13947**

Order

Date of Order: **March 2, 2022**

Trial Court Case No. **1JU-05-00620CI**

The Appellant, Ronald Wyatt, moves for an exemption to the filing fee for his appeal. This case, a prisoner's civil appeal against the State of Alaska, is governed by the provisions of AS 9.19. Under AS 9.19.010(d), even when a prisoner cannot afford to pay the normal filing fee, the filing fee must be at least 20 percent of (1) the average monthly amount of deposits to the prisoner's account during the preceding six months or (2) the average monthly balance of the prisoner's account during the preceding six months, whichever is greater.

To determine whether a prisoner in a civil appeal against the State is entitled to an exemption, this Court must review the prisoner account statement from the Department of Corrections for the six-month period preceding the date of the application. (See AS 9.19.010(d)). Although Wyatt was informed of this requirement in an Order issued February 3, 2022, Wyatt has failed to provide a prisoner account statement. The filing fee, or an application for an exemption from the filing fee — accompanied by a prisoner account statement — was due on or before February 26, 2022.

Accordingly, **IT IS ORDERED:**

1. The motion for an exemption to the filing fee for this appeal is **DENIED**.
2. This denial is without prejudice, and Wyatt may file a new motion if that

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motion is accompanied by a prisoner account statement from the Department of Corrections for the six-month period preceding the date of the application.

3. Wyatt must either submit the filing fee or else file a new motion for an exemption to the filing fee, along with a prisoner account statement, on or before **March 29, 2022**.

4. If within the time allowed, Wyatt fails to pay the filing fee, or fails to file an appropriate motion for an exemption to the filing fee, this appeal will be rejected for filing and this case will be closed.

Entered under the authority of Chief Judge Allard.

Clerk of the Appellate Courts

A handwritten signature in black ink, appearing to read 'Kaitlin D'Eimon', written over a horizontal line.

Kaitlin D'Eimon, Deputy Clerk

cc: Ronald F. Wyatt at Goose Creek Correctional Center

Distribution:

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